

REMARKS

In the Office Action of June 29, 2009, the Examiner rejected all pending claims 1, 2, 6 - 10, and 31 - 42 under 35 U.S.C. § 103 in view of U.S. Patent Publication No. 2003/0136932 to Doyle and U.S. Patent No. 6,063,062 to Paradis. In this response, Applicants have amended claims 1, 2, 10, 35, and 38.

The cited prior art lacks many limitations of the pending claims. For example, neither Doyle nor Paradis discloses or suggests, in combination with other claimed features, a valve member "comprising a proximal first portion and a second portion distal from the first portion, the first and second portions of the valve member being configured to move generally longitudinally between the closed and open positions such that a proximal end of the first portion is positioned closer to the female luer end portion in the open position than in the closed position, the second portion being positioned at least partially within the male luer portion in the closed position and generally enclosing inside of the second portion a first generally longitudinal fluid pathway and a second generally transverse fluid pathway." The cited prior art also lacks additional elements of Claim 1 and other pending claims. Thus, the pending claims are patentable over the cited references.

Applicants believe that they have addressed all of the issues in the Office Action. If the Examiner believes that any issue remains outstanding, Applicants respectfully request that the Examiner contact their undersigned patent counsel at the telephone number below to seek a resolution as expeditiously as possible.

No Disclaimers or Disavowals

Although the present communication may include alterations to the application or claims, or characterizations of claim scope or referenced art, Applicant is not conceding in this application that previously pending claims are not patentable over the cited references. Rather, any alterations or characterizations are being made to facilitate expeditious prosecution of this application. Applicant reserves the right to pursue at a later date any previously pending or other broader or narrower claims that capture any subject matter supported by the present disclosure, including subject matter found to be specifically disclaimed herein or by any prior prosecution. Accordingly, reviewers of this or any parent, child or related prosecution history shall not

Application No.: 10/584,920
Filing Date: December 28, 2006

reasonably infer that Applicant has made any disclaimers or disavowals of any subject matter supported by the present application.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 8/18/09

By: Paul N. Conover
Paul N. Conover
Registration No. 44,087
Attorney of Record
Customer No. 20995
(949) 760-0404

7419757
070709